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NORTH LITTLE ROCK CITY ATTORNEY'S OFFICE

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MEMORANDUM

TO: Members of the City Council
FROM: Jason Carter
SUBJECT: Amendment to O-15-77
DATE: 10-20-15

We have prepared an amendment to O-15-77 at the request of the sponsor, Alderman Maurice Taylor. A copy is attached for your reference and will also be available at the meeting on October 26th.

FILED 11:35 A.M. P.M.
BY Cityally Jason Carter
DATE 10/20/15
Diane Whitbey, City Clerk and Collector
North Little Rock, Arkansas
RECEIVED by [Signature]

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O-15-77 – Amended to delete “max 20 students” designation.

ORDINANCE NO. _____

AN ORDINANCE AMENDING ARTICLE 21 (TABLE OF PERMITTED USES) OF ORDINANCE NO. 7697 (THE NORTH LITTLE ROCK ZONING ORDINANCE) TO ALLOW “SCHOOL, ADULT EDUCATION” IN CERTAIN ZONES; DECLARING AN EMERGENCY; AND FOR OTHER PURPOSES.

WHEREAS, the City of North Little Rock duly adopted Ordinance No. 7697 to regulate zoning in accordance with Ark. Code Ann. § 14-56-416 and has amended the same from time to time (hereafter the “Zoning Ordinance”); and

WHEREAS, there is a need to allow adult education schools in all commercial and industrial zones.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF NORTH LITTLE ROCK, ARKANSAS:

SECTION 1: That Article Twenty-One – Table of Permitted Uses of the Zoning Ordinance is hereby amended to *add* the designation of “School, Adult Education —~~max 20 students~~” and its permitted zones as follows:

School, Adult Education—~~max 20 students~~ – *Add* the permitted use symbol (X) under C-1, C-2, C-3, C-4, C-5, C-6, I1, I2, and I3.

SECTION 2: That all ordinances or parts of ordinances in conflict herewith are hereby repealed to the extent of the conflict.

SECTION 3: That the provisions of this Ordinance are hereby declared to be severable and if any section, phrase or provision shall be declared or held invalid, such invalidity shall not affect the remainder of the sections, phrases or provisions.

SECTION 4: It is hereby found and determined that adult education schools are similar in function and purpose to art, dance, martial arts, music and real estate schools (which are permitted in all commercial and industrial zones) and therefore, should be allowed in all commercial and industrial zoning categories of the Permitted Use Table of the Zoning Ordinance in order to maintain consistency in permitted uses; therefore, the passage of this Ordinance is necessary to insure the proper, consistent, and orderly growth of this land and of the City of North Little Rock, Arkansas, and being necessary for the immediate preservation of the public health, safety and welfare; THEREFORE, an emergency is hereby declared to exist, and this Ordinance shall be in full force and effect from and after its passage and approval.

PASSED:

APPROVED:

Mayor Joe A. Smith

SPONSOR:

Alderman Maurice Taylor

ATTEST:

Diane Whitbey, City Clerk

APPROVED AS TO FORM:

C. Jason Carter, City Attorney

PREPARED BY THE OFFICE OF THE CITY ATTORNEY/b

FILED _____ A.M. _____ P.M.

By _____

DATE _____

**Diane Whitbey, City Clerk and Collector
North Little Rock, Arkansas**

RECEIVED BY _____